

COMMITTEE ON FINANCE
(Standing Committee of Berkeley County Council)

Chairman: Mr. Steve M. Vaughn, District No. 5

The COMMITTEE ON FINANCE met on Monday, September, 16, 2002 Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina, at 6:07 p.m.

PRESENT: Mr. Steve M. Vaughn, Councilmember District No. 5, Chairman; Mr. Milton Farley, Councilmember District No. 1; Mrs. Judith K. Spooner, Councilmember District No. 2; Mr. William E. Crosby, Councilmember District No. 3; Mr. Charles E. Davis, Councilmember District No. 4; Mrs. Judy C. Mims, Councilmember District No. 6; Mr. Caldwell Pinckney, Jr., Councilmember District No. 7; District No. 8 (Vacant); Mr. James H. Rozier, Jr., Supervisor, ex officio; Mr. D. Mark Stokes, County Attorney; and Ms. Barbara Austin, Clerk of County Council..

Pursuant to the Freedom of Information Act, notice of the meeting date, time, place and agenda was posted on the bulletin board at the entrance of the County Office Building and the Berkeley County Library, and mailed to the newspapers, radio stations, television stations and concerned citizens.

Chairman Vaughn called the meeting to order and stated he would like to hold the Executive Session until the end of the meeting, without objection.

Chairman Vaughn asked the Committee's pleasure on the Approval of Minutes for August 12, 2002, and August 19, 2002.

It was moved by Councilmember Crosby and seconded by Councilmember Farley to approve the Minutes as presented. The motion passed by unanimous voice vote of the Committee.

Next on the agenda was Ms. Kace Smith, Acting Director of Finance, Re: 1) Policy for the payment of Jurors and Witnesses; and 2) Funding for Coroner's Inquest.

Ms. Smith distributed the proposed policy for the payment of Jurors and Witnesses. She stated it came to Finance's attention a need to adopt a uniform policy so that all Jurors and Witnesses in the County would be paid the same. The handout stipulates that Jurors be paid per diem in the amount of Ten dollars (\$10.00) per day and in addition to that, mileage at a rate of \$.10 (Ten cents) per mile. She stated this proposal is in accordance with South Carolina's Code of Laws, Section 14-7-1370. Ms. Smith stated they are also requesting that Magistrates and Coroner Courts follow that same compensation amount.

Chairman Vaughn asked what was currently being paid? Ms. Smith stated this amount is what is currently being paid. Supervisor Rozier stated that we did not have a policy.

Councilmember Spooner asked about other Court Systems? Ms. Smith stated there are no other court systems for payment of jurors. She stated the Clerk pays Jurors for Circuit Court and it's the same rate.

Ms. Mary Brown, Clerk of Court stated they discovered a couple years ago that the Magistrate Jurors were being paid \$25.00 a day but could not remember the per diem amount. The pay was revisited at budget time and was reduced to \$10.00 a day but the mileage was not addressed. She stated that the issue was addressed again this year and advised the magistrates that they had to be uniform.

Ms. Smith stated all compensation for Jurors is currently the same, which was budgeted for the 2002-2003 fiscal year.

Supervisor Rozier stated the amount for the Coroner's inquest hearing was \$1,580 for the Court Reporter; \$10.00 per day for the eleven Jurors plus \$6.35 for mileage; and \$37.80 for the Fact Witnesses. After researching, the Expert Witness from out of State amounted to \$520.00, which includes mileage and daily compensation. Two (2) experts from the Tri-County area amounted to \$233.00. He stated the Coroner's total cost was \$2,487.15 minus the \$350.00 already budgeted. The total amount needed from Contingency was \$2,138.00.

It was moved by Councilmember Spooner and seconded by Councilmember Crosby to approve the amount of \$2,138.00 to come from Contingency and to adopt the policy as presented. The motion passed by unanimous voice vote of the Committee.

Chairman Vaughn addressed Item E, Consideration of a Resolution approving an amendment to the Bylaws of the Devon Forest Special Tax District.

It was moved by Councilmember Davis and seconded by Councilmember Spooner to send the Resolution to Council for adoption.

Mr. Stokes, County Attorney, stated the original Bylaws for Devon Forest had a provision in Section 3 that required one member of the Tax Commission to be the developer, and upon his recommendation that is being changed that the member be a resident of the area as required by the ordinance.

The motion passed by unanimous voice vote of the Committee.

REPORT FROM STANDING COMMITTEE:

COMMITTEE ON PUBLIC WORKS AND PURCHASING, Councilmember William E. Crosby, Chairman.

Councilmember Crosby stated the Committee met on September 9, 2002 and at the recommendation of the Committee he moved to transfer \$9,000 from Contingency to Line Item 43104-5525 to fund the initial field investigation and design report by ADC Engineering in

regard to the County Office Building Roof. The motion passed by unanimous voice vote of the Committee.

Chairman Vaughn stated that without objection Item G was, Consideration of a Resolution authorizing the execution and delivery of an inducement agreement by and between Berkeley County, South Carolina and Charleston Midstream Transfer Facility, LLC, whereby, under certain conditions, Berkeley County will issue not exceeding \$5,000,000 of its industrial development revenue bonds pursuant to the provisions of Title 4, Chapter 29 of the Code of Laws of South Carolina 1976, as amended, to finance certain facilities for Charleston Midstream Transfer Facility, LLC; and other matters related thereto.

It was moved by Councilmember Crosby and seconded by Councilmember Spooner to send the Resolution Re: Inducement Agreement between Berkeley County, South Carolina and Charleston Midstream Transfer Facility, LLC to Council for adoption.

Supervisor Rozier explained Industrial Revenue Bonds are normally issued through the State and the County has no responsibility for them. They are paid back by the company and needs Council approval for issuance.

The motion passed by unanimous voice vote of the Committee.

Without objection Item H was, Consideration of an Ordinance authorizing the execution and delivery and sale of not exceeding \$5,000,000 aggregate principal amount of Berkeley County, South Carolina, industrial development revenue bonds; the lending of the proceeds of the bonds to provide funds to Charleston Midstream Transfer Facility, LLC (the "Company") to defray the cost of acquiring certain machinery, equipment, and other property; the entering into of certain covenants and agreements and the execution and delivery of certain instruments relating to the issuance of the bonds, including a loan agreement between the county and the company; a trust indenture, securing such issue of bonds and prescribing matters related thereto; a bond purchase agreement; and an offering memorandum with respect to the bonds; and other matters relating thereto.

It was moved by Councilmember Crosby and seconded by Councilmember Farley to send the Ordinance Re: Charleston Midstream Transfer Facility to Council for First Reading. The motion passed by unanimous voice vote of the Committee.

It was moved by Councilmember Crosby and seconded by Councilmember Spooner to go into Executive Session to discuss matters relating to the employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body; and other matters covered by the attorney-client privilege. The motion passed by unanimous voice vote of the Committee.

The Committee on Finance entered Executive Session at 6:17 and returned at 8:17 p.m.

Mr. Stokes stated the Committee went into Executive Session to discuss matters as stated in the motion; no formal action was taken.

Councilmember Spooner stated the Committee has agreed to a Special Council Meeting Workshop on Tuesday, September 24, 2002 to begin at 6:30 p.m. to study the Grade survey presented.

It was moved by Councilmember Spooner and seconded by Councilmember Crosby that the Personnel upgrade pertaining to the three Elected Officials' that were present, and the Grade Survey be deferred to the Meeting on September 24, 2002. The motion passed by unanimous voice vote of the Committee.

It was moved by Councilmember Crosby and seconded by Councilmember Mims to adjourn. The motion passed by unanimous voice vote of the Committee.

The Meeting adjourned at 8:19 p.m.

October 21, 2002
Date Approved

COMMITTEE ON FINANCE
(Standing Committee of Berkeley County Council)

Chairman: Mr. Steve M. Vaughn, District No. 5

Members: Mr. Milton Farley, District No. 1
Mrs. Judith K. Spooner, District No. 2
Mr. William E. Crosby, District No. 3
Mr. Charles E. Davis, District No. 4
Mrs. Judy C. Mims, District No. 6
Mr. Caldwell Pinckney, Jr., District No. 7
Vacant, District No. 8
Mr. James H. Rozier, Jr., Supervisor, ex officio

A Meeting of the COMMITTEE ON FINANCE, Standing Committee of Berkeley County Council, will be held on Monday September 16, 2002, in the Assembly Room, Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina, following the Special Meeting of the Committee on Planning and Development at 6:00 pm.

AGENDA

EXECUTIVE SESSION to discuss matters relating to the employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body; and other matters covered by the attorney-client privilege.

APPROVAL OF MINUTES

August 12, 2002

August 19, 2002

- A. Ms. Kace Smith, Acting Director of Finance, Re:
 - 1. Policy for the payment of Jurors and Witnesses.
 - 2. Funding for Coroner's Inquest.
- B. Ms. Janet Brown Jurosko, Berkeley County Auditor, Re: Personnel upgrades.
- C. Ms. Mary P. Brown, Berkeley County Clerk of Court, Re: Personnel upgrades.
- D. Ms. Cindy Forte, Berkeley County ROD, Re: Personnel upgrades.
- E. Consideration of a Resolution approving an amendment to the Bylaws of the Devon Forest Special Tax District.
- F. REPORTS FROM STANDING COMMITTEES:
 - 1. Committee on Public Works and Purchasing

Council Member William E. Crosby, Chairman
Funds for Investigation, testing and preliminary engineering (roof)

September 11, 2002
S/Barbara B. Austin,
Clerk of Council